

77-2665

Patent
Attorney Docket: 895,080-008

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

STUART BERMAN

Serial No.: 09/330,755

Filed: June 11, 1999

For: FIBRE CHANNEL SWITCHING SYSTEM

Group Art Unit: 2665

Examiner: Daniel J. Ryman

RECEIVED

JUL 11 2005

Technology Center 2600

LETTER REQUESTING WITHDRAWAL OF NOTICE OF ABANDONMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

On May 24, 2005, Applicant filed a Request for Continued Examination and an Amendment by facsimile. Applicant has an internal facsimile transmission report confirming this facsimile transmission.

On June 24, 2005, the PTO mailed a Notice of Abandonment in the above application.

On June 30, 2005, the undersigned called Examiner Vu, but learned he was out of the office until after the 4th of July weekend. Then the undersigned called Examiner Ryman who told the undersigned that it was Examiner Vu's standing order to issue an abandonment on cases returned from the Board of Patent Appeals and Interferences.

CERTIFICATE OF MAILING (37 C.F.R. §1.8a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Commissioner for Patents, PO Box 1450 Alexandria, VA 22313-1450.

July 1, 2005
Date of Deposit


Denise N. Doss

Examiner Ryman acknowledged receipt of the Request for Continued Examination and indicated that this application was "still a paper file" as it has not been scanned into the PTO system.

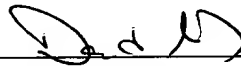
Applicant hereby requests withdrawal of the Notice of Abandonment dated June 24, 2005 and requests that this application proceed with the Request for Continued Examination.

If any issues or questions remain, the undersigned requests that you contact him at (949) 737-2900.

Respectfully submitted,

O'MELVENY & MYERS LLP

Dated: 7/1/05

By: 
David B. Murphy, Reg. No. 31,125
Attorney for Applicant

DBM/dnd

34263

O'Melveny & Myers LLP
114 Pacifica, Suite 100
Irvine, CA 92618-3315
(949) 737-2900

PATENT TRADEMARK OFFICE